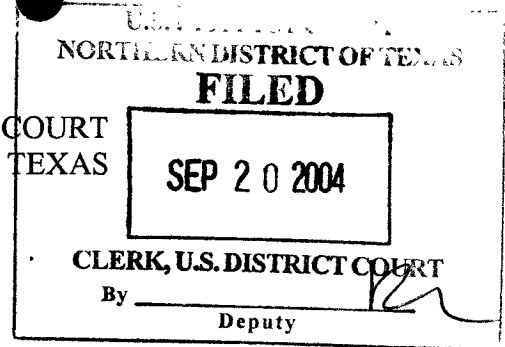


IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION



SOUTHWEST AIRLINES CO.,

Plaintiff,

v.

FARECHASE, INC. and  
OUTTASK, INC.,

Defendants.

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Civil Action No. 3-03-CV-2671-H

**AGREED MOTION TO DISMISS**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

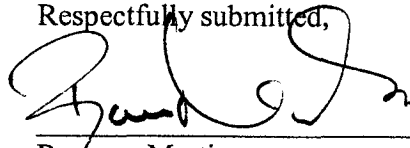
Pursuant to Federal Rule of Civil Procedure 41, plaintiff Southwest Airlines Co. ("Southwest") and defendant Outtask, Inc. ("Outtask") file this Agreed Motion to Dismiss, and would respectfully show the Court as follows:

Southwest and Outtask have concluded a settlement agreement resolving the dispute between them. Pursuant to that settlement agreement, Southwest and Outtask hereby stipulate and agree to the dismissal of this action as to Outtask with prejudice.

WHEREFORE, PREMISES CONSIDERED, the parties hereby move the Court to enter an Order of Dismissal WITH PREJUDICE to Southwest's right to refile the same cause or any part thereof in this or any other court as to Outtask.

Dated: September 17, 2004.

Respectfully submitted,



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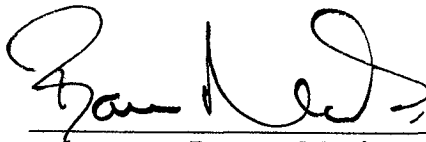
**Attorneys for Defendant Outtask, Inc.**

#### **Certificate of Service**

I hereby certify that a true and correct copy of the foregoing has been served on all counsel of record on this 17th day of September, 2004, as follows:

**CERTIFIED MAIL/RRR and FACSIMILE**

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